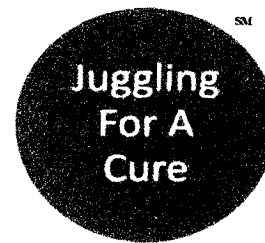


TTAB



Juggling for Books
Juggling Green

Juggling For A Cure
2309 Vera Avenue
Cincinnati, OH 45237
(513) 652-5574
www.jugglingforacure.org
info@jugglingforacure.org

December 6, 2010

United States Patent and Trademark Office
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

Re: Proceeding No. 91193784

To the Honorable Trademark Trial and Appeal Board,

#77635925

As required by the Board's Scheduling Order of September 27, 2010, Applicant, Juggling For A Cure, makes the following initial disclosures under Fed. R. Civ. P. 26(a)(1)(A).

- (i) Juggling For A Cure likely to have discoverable information that Applicant may use to support its claim.

Evidence that Juggling For A Cure has not hindered Opposer's work

Since Opposer's initial opposition was filed, no evidence of Juggling For A Cure causing confusion, deception, or dilution of Opposer's mark has surfaced in Cincinnati, Ohio, or elsewhere. No evidence of Juggling For A Cure slowing or hindering Opposer's work has surfaced in Cincinnati, Ohio or elsewhere. Since no evidence has surfaced showing Juggling For A Cure causing any confusion, deception, dilution of Opposer's mark, or slowing or hindering Opposer's work in Cincinnati, Ohio, the hometown and home base of Juggling For A Cure, it is reasonable to deduct that Juggling For A Cure is unlikely to cause any confusion,



12-09-2010

deception, dilution of Opposer's mark, or slowing or hindering of Opposer's mark outside of the city of Cincinnati.

- (2) Juggling For A Cure added one of Opposer's events to Juggling For a Cure's web page, as it has done for many other charities. The purpose is to help make people aware of the great events put on by great charitable organizations, such as Opposer. Juggling For A Cure includes on its web page, the following statement: "Please note that Juggling For A Cure is not affiliated with Race for the Cure."
- (3) Juggling For A Cure states on its web page that the company was founded in 2008. This informs the public that Juggling For A Cure is a relatively new company, and therefore cannot be any company that is known to be a more older company.
- (4) We live in a big world. There is so much work to be done. There are so many people in need of help. Surely there is place for Juggling For A Cure's work. Please allow Juggling For A Cure to continue to serve the people the company was meant to serve. If Juggling For A Cure reaches one person that you were unable to reach, than a good work was done. None of us can reach everyone, which is why we need to work together.

Sincerely,

A handwritten signature in black ink, appearing to read "Ken Lewis". The signature is stylized with a large "K" and a cursive "L".

Ken Lewis

Founder and President

Juggling For A Cure

Certificate of Service

I hereby certify that on this 6th day of December 2010, a true and correct copy of the foregoing document was mailed on December 6, 2010 via U.S. First Class Mail postage prepaid on Opposition The Susan G. Komen Breast Cancer Foundation's attorney, John M. Cone with Hitchcock Evert LLP, P.O. Box 131709, Dallas, TX 75313-1709.

A handwritten signature in black ink, appearing to read 'Ken Lewis', with a stylized flourish at the end.

Ken Lewis,
Founder and President,
Juggling For A Cure

December 6, 2010